Reverdy Johnson their attorney and thereupon on motion of the said Henry W Rogers and Gordon Bigham executors as aforesaid by their attorneys aforesaid it is ruled by the Court here that the said Penelope D Price and Alexander Nisbet assign the errors in the record of proceedings aforesaid or in the giving of the decree aforesaid so as aforesaid brought before the Court of Appeals here for correcting the errors supposed to be therein or judgment by the Court of Appeals here will be entered against them in default thereof. And the said Penelope D Price and Alexander Nisbet by their attorneys aforesaid say that in the record of proceedings aforesaid and also in the giving of the decree aforesaid there is manifest error in this, to wit that by the record aforesaid it appears that the decree aforesaid given was given for the said Henry W Rogers and Gordon Bigham executors as aforesaid against the said Penelope D Price and Alexander Nisbet when by the law of the lands that decree ought to have been given for the said Penelope D Price and Alexander Nisbet against the said Henry W Rogers and Gordon Bigham executors as aforesaid therefore in that there is manifest error and they pray that the decree aforesaid for that error and others being in the record of proceedings aforesaid may be reversed annulled and held entirely as void and that they the said Penelope D Price and Alexander Nisbet may be restored to all things which they have lost by occasion of the said decree and that the said Henry W Rogers and Gordon Bigham executors as aforesaid may rejoin to the error aforesaid and so forth. And thereupon it is ruled by the Court of Appeals here that the said Henry W Rogers and Gordon Bigham executors as aforesaid join in the error by the said Penelope D Price and Alexander

Nisbet above assigned in the record of proceedings aforesaid or judgment by the Court of Appeals here will be rendered against them in default thereof. And the said Henry W Rogers and Gordon Bigham executors as aforesaid by their attorneys aforesaid pray that a day may be given to them to join in the error by the said Penelope D Price and Alexander Nisbet above assigned in the record of proceedings aforesaid until the first monday in December next and to them it is granted the same day is also given to the said Penelope D Price and Alexander Nisbet.

At which said first monday in December being the sixth day of the said month in the year of our Lord one thousand eight hundred and twenty four which said day was given to the said Henry W Rogers and Gordon Bigham executors as aforesaid to join in the error by the said Penelope D Price and Alexander Nisbet above assigned come again into the Court of Appeals here the parties aforesaid by their attorneys aforesaid and the said Henry W Rogers and Gordon Bigham executors as aforesaid by their attorneys aforesaid say there is no error in the record of proceedings aforesaid nor in the giving of the decree aforesaid and they pray that the Court of Appeals here will proceed to the examination as well of the record of proceedings aforesaid as of the matters aforesaid by the said Penelope D Price and Alexander Nisbet above for error assigned and that the said decree may be in things affirmed and so forth. Thereupon further process of and upon the premises between the parties aforesaid is by virtue of an act of Assembly in such case made and provided further continued before the Court of Appeals here until the second monday in June next the same day is given to the said parties there then to hear the judgment of the Court of Appeals here of and upon the said premises and so forth

At which said second monday in June being the thirteenth day of the said month in the year of our Lord one thousand eight hundred and twenty five come again into the Court of Appeals here the parties aforesaid by their attorneys aforesaid. But because the Court of Appeals here are not yet advised what judgment to give of and upon the premises a day therefore is further given to the parties aforesaid with the consent of the said parties by their attorneys aforesaid to come before the Court of Appeals here on the first monday in December next to hear the judgment of the Court of Appeals here of and upon